IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMARY SUIT NO. 2117 OF 1983

Banque Nationale De Paris ...Plaintiffs.
vs.
Shyam Dwarkasingh Chhabria
and Ors. ...Defendants.

Gautam Mehta i/by. Kanga and Co.

for the plaintiffs.

None for the defendants.

CORAM: S.U. KAMDAR, J.

DATE : 17TH FEBRUARY, 2006.

P.C. :

1. The present suit is filed for the recovery of sum of Rs.5,12,697.12/- with further interest at the rate of 6% p.a. on the principal amount of Rs.5,00,750/-. The suit is arising out of bill of exchange. The defendants are duly served with the writ of summons. On the last

occasion when the matter came up on board I directed the office as well as the advocate for the plaintiffs to serve the defendants. The office service report dated 15.2.2006 is taken on record which states that the office have been shifted from the address shown in the cause title. However the plaintiff has tendered affidavit of service dated 16.2.2006 stating that at the new address i.e. Makers Chambers the service was effected but the defendants refused to accept the service. The plaintiff has also tendered bill of exchange and correspondence which is taken on record. Affidavit of service and compilation of documents taken on record and marked Exhibit-A1 and A2. Service report is also taken on record. In the light of the aforesaid there shall be decree as prayed.

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